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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. ....08/902,005  
Filing Date .....7/29/97  
Inventorship ..... Butler et al.  
Applicant ..... Microsoft Corporation  
Group Art Unit .....2711  
Examiner ..... Tran, H.  
Attorney's Docket No. .... MS1-119US  
Title: Providing Enhanced Content With Broadcast Video

**DECLARATION UNDER 37 C.F.R. § 1.131**

As a/below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "Providing Enhanced Content With Broadcast Video," as identified above.

I conceived the invention in the United States prior to the October 21, 1996 filing date of U.S. Patent No. 5,982,445 to Eyer et al. (hereinafter, "the Eyer patent").

Attached to this declaration as **Exhibit 1**, are excerpts from an invention disclosure document that was prepared prior to the October 21, 1996 filing date of the Eyer patent. This document evidences that the invention was conceived before October 21, 1996, which predates the filing date of the Eyer patent.

On information and belief, **Exhibit 2** is a copy of an email message from the patent attorney that prepared a draft of a patent application covering the invention. The email message includes an invention summary that summarizes the content of an invention disclosure meeting that was held with the attorney on August 14, 1996.

1 The date of the invention summary is September 5, 1996 which predates the filing  
2 date of the Eyer patent.

3 **Exhibit 3** is a copy of an email message that I received from the patent  
4 attorney who prepared a patent application covering the invention. The email  
5 message contains a first draft of the patent application and was sent on November 1,  
6 1996.

7 **Exhibit 4** is a copy of an email message that I received from the patent  
8 attorney who prepared a patent application covering the invention. The email  
9 message contains a second draft of the patent application and was sent on March 6,  
10 1997.

11 **Exhibit 5** is a copy of an email message that I received from the patent  
12 attorney who prepared a patent application covering the invention. The email  
13 message contains a final draft of the patent application and was sent on June 13,  
14 1997.

15 **Exhibit 6** is a copy of an email message that I received from the patent  
16 attorney who prepared a patent application covering the invention. The email  
17 message contains the patent application and formal papers for execution and was  
18 sent on June 16, 1997.

19 All statements made herein of my own knowledge are true and that all  
20 statements made on information and belief are believed to be true; and further that  
21 these statements were made with the knowledge that willful false statements and the  
22 like so made are punishable by fine or imprisonment, or both, under Section 1001 of  
23 Title 18 of the United States Code and that such willful false statement may  
24 jeopardize the validity of the application or any patent issued therefrom.  
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